

01/24/02
J1138
U.S. PTO

UTILITY PATENT APPLICATION TRANSMITTAL <small>For new nonprovisional applications under 37 CFR 1.53(b)</small>	Attorney Docket No.	N1427-005
	First Inventor	Ibert C. WELLS
	Title Method for Detecting Deficient Cellular Membrane Tightly Bound Magnesium for Disease Diagnoses	

Assignee Information: Magnesium Diagnostics, Inc.
Omaha, Nebraska

APPLICATION ELEMENTS <small>See MPEP chapter 600 concerning utility patent application contents.</small>		ADDRESS TO: Assistant Commissioner of Patents Box Patent Application Washington, D.C. 20231	
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, and a duplicate for fee processing)</p> <p>2. <input checked="" type="checkbox"/> Applicant claims small entity status.</p> <p>3. <input checked="" type="checkbox"/> Specification Total pages [25] (preferred arrangement set forth below) - Descriptive title of the invention - Cross references to Related Applications - Statement Regarding Fed sponsored R&D - Reference to sequence listing, a table or a computer program listing appendix - Background of the Invention - Brief Summary of the Invention - Brief Description of the Drawings - Detailed Description - Claims - Abstract of the Disclosure</p> <p>4. <input type="checkbox"/> Drawing(s) (35 USC 113) (Total Sheets) []</p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration (Total Pages) [2] a. <input checked="" type="checkbox"/> Newly executed (original or copy) b. <input type="checkbox"/> Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed) <u>[Note Box 5 below]</u> i <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application,</p> <p>6. <input checked="" type="checkbox"/> Application Data Sheet.</p> <p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table or Computer Program</p> <p>8. Nucleotide and/or Amino Acid Sequence Submission a. <input checked="" type="checkbox"/> Computer Readable Form (CRF) b. Specification Sequence Listing on: i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or ii. <input checked="" type="checkbox"/> paper c. <input checked="" type="checkbox"/> Statement verifying identity of above copies</p>			
ACCOMPANYING APPLICATION PARTS <p>9. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input type="checkbox"/> Information Disclosure Statement /PTO 1449 <input type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s).</p> <p>16. <input type="checkbox"/> Request and Certification under 35 U.S.C. 122(b)(2)(B)(i).</p> <p>17. <input type="checkbox"/> Other:</p>			

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an application Data Sheet under 37 CFR 1.76::

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 09/265,690

Prior application information: Examiner P. Baskar Group/Art Unit 1645

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

<input checked="" type="checkbox"/> Customer Number or Bar Code Label 6449					
Address	Rothwell, Figg, Ernst & Manbeck Suite 701-East, 555 13th Street, N.W.				
City	Washington	State	D.C.	Zip Code	20004
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031
Name	Nancy T. Morris				
Signature	<i>Nancy T. Morris</i>			Date January 17, 2002	

10/05/2002
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FEE TRANSMITTAL
(Small Entity)

		<i>Complete if Known</i>	
		Application Number	10/
		Filing Date	
		First Named Inventor	Ibert C. WELLS
		Group Art Unit	To Be Assigned
		Examiner Name	To Be Assigned
Total Amount of Payment	\$395.00	Attorney Docket Number	N1427-005

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- Charge for the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance
2. Payment Enclosed: Check

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Fee Description	Fee Code	Fee Paid
[] SurchARGE - late filing fee or oath	205	65
[] SurchARGE - late provisional filing fee or cover sheet	227	25
[] Non-English specification	139	130
[] For filing a request for reexamination	147	2,520
[] Requesting publication of SIR prior to Examiner action	112	920
[] Requesting publication of SIR after Examiner action	113	1,840*
[] Extension for reply within first month	215	55
[] Extension for reply within second month	216	195
[] Extension for reply within third month	217	445
[] Extension for reply within fourth month	218	695
[] Extension for reply within fifth month	228	945
[] Notice of Appeal	219	155
[] Filing a brief in support of an appeal	220	155
[] Request for Oral Hearing	221	135
[] Petition to institute a public use proceeding	138	1,510
[] Petition to revive -unavoidable	240	55
[] Petition to revive - unintentional	241	620
[] Utility issue fee (or reissue)	242	620
[] Design issue fee	243	220
[] Plant issue fee	244	300
[] Petitions to the Commissioner	122	130
[] Petitions related to provisional applications	123	50
[] Submission of Information Disclosure Statement	126	240
[X] Recording each patent assignment per property (times number of properties)	581	40

FEE CALCULATION

1. FILING FEE

Fee Description	Fee Code	Fee Paid
[X] Utility Filing Fee	201	355
[] Design Filing Fee	206	160
[] Plant Filing Fee	207	245
[] Reissue Filing Fee	208	355
[] Provisional Filing Fee	214	75

SUBTOTAL \$355

2. CLAIMS

Paid	Fee from Extra below	Fee	
Total Claims 20 - 20 =	x \$9	= \$	[] Filing a submission after final rejection (37 CFR 1.129(a)) 246 355
Independent			[] For each additional invention to be examined (37 CFR 1.129(b)) 249 355
Claims 3 - 3 =	x 40	=	[] Other fee (specify)
Multiple Dependent Claims	+ 135	=	* Reduced by Basic Filing Fee Paid

SUBTOTAL \$40

SUBTOTAL \$

SUBMITTED BY		Complete (if applicable)		
NAME & REG. NUMBER	Nancy T. Morris, Reg. No. 42,017			
SIGNATURE	Nancy T. Morris	DATE	January 23, 2002	DEPOSIT ACCOUNT USER ID

PATENT
ATTY. DOCKET N1427-005
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Ibert C. WELLS**
Serial No.: **10/**
Filed:
Group Art Unit:
Examiner:
For: **Method for Detecting Deficient Cellular Membrane
Tightly Bound Magnesium for Disease Diagnoses**

STATEMENT PURSUANT TO 37 CFR 1.821(f)

U.S. Patent & Trademark Office
Box Sequence
Washington, D. C. 20231

Dear Sir:

In the matter of the above-identified application, Applicant submits a computer readable form of the sequence listing submitted herewith. It is certified that the computer readable form is identical to the submitted paper copy.

Respectfully submitted,

By Nancy T. Morris
Nancy T. Morris
Reg. No. 42,017

Dated: January 17, 2002
Rothwell, Figg, Ernst & Manbeck
555 13th Street NW, Suite 701-East
Washington, D.C. 20004
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